IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

DONALD R. HULL,	1	
	Plaintiff)
VS.	7) Civil Action No. 09-610) Judge Nora Barry Fischer/
CAPT. LEGGET; CAPT. TREMPUS;) Chief U.S. Magistrate Judge Amy Reynolds Hay
SCI-FAYETTE'S SECURITY TEAMS;		
SUPERINTENDENT COLEMAN;)
NICHOSON, Deputy Superintendent,)
Defendants)

ORDER

AND NOW, this <u>Ick</u> day of <u>Octobers</u>, 2009, after the Plaintiff,

Donald R. Hull, filed an action in the above-captioned case, and after a Report and

Recommendation was filed by the United States Magistrate Judge granting the parties until

October 9, 2009, to file written objections thereto, and no objections having been filed, and upon independent review of the record, and upon consideration of the Magistrate Judge's Report and Recommendation, which is adopted as the opinion of this Court,

IT IS HEREBY ORDERED that the above-captioned case is dismissed for failure to prosecute.

IT IS FURTHER ORDERED that, pursuant to Rule 4(a)(1) of the Federal Rules of Appellate Procedure, if the plaintiff desires to appeal from this Order he must do so within thirty (30) days by filing a notice of appeal as provided in Rule 3, Fed. R. App. P.

NORA BARRY FISCHER United States District Judge

cc: Honorable Amy Reynolds Hay Chief United States Magistrate Judge

> Donald R. Hull CF-1994 SCI Fayette Box 9999 LaBelle, PA 15450-0999